

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

JEREMY S. DAUBAN,

Plaintiff,

v.

Case No. 2:06-cv-65

HON. R. ALLAN EDGAR

MARQUETTE COUNTY JAIL

Defendant.

_____ /

MEMORANDUM AND ORDER

_____ This is a civil rights action brought by a state prisoner under 42 U.S.C. § 1983. After initial review and screening of the plaintiff's complaint, Magistrate Judge Timothy P. Greeley has submitted a report and recommendation pursuant to 28 U.S.C. § 636(b)(1) and W.D. Mich. LCivR 72.1. [Doc. No. 8]. The Magistrate Judge recommends that the complaint be dismissed for failure to state a claim upon which relief can be granted pursuant to 28 U.S.C. §§ 1915(e)(2) and 1915A, and 42 U.S.C. § 1997e(c).

Plaintiff has not timely filed objections. After reviewing the record, the Court **ACCEPTS and ADOPTS** the report and recommendation as the opinion of the Court pursuant to 28 U.S.C. § 636(b)(1), Fed. R. Civ. P. 72(b), and W.D. Mich. LCivR 72.3(b). The plaintiff's complaint shall be **DISMISSED WITH PREJUDICE**. A separate judgment will be entered.

SO ORDERED.

Dated: September 18, 2006.

/s/ R. Allan Edgar
R. ALLAN EDGAR
UNITED STATES DISTRICT JUDGE